

**Marcus & Zelman, LLC**  
701 Cookman Ave  
Suite 300  
Asbury Park, New Jersey 07712  
United States  
732-695-3282

**Marcus & Zelman, LLC**

**Defendant**  
Fee Shifting Case

**Balance** \$8,799.00  
**Invoice #** 00044  
**Invoice Date** December 20, 2021  
**Payment Terms**  
**Due Date**

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**Ramon Jaquez v. Brilliant Home Technology, Inc.**

**Time Entries**

Date	EE	Activity	Description	Rate	Hours	Line Total
11/19/2020	YZ	Legal Fee	Spoke with the client about case. Pulled and reviewed scans. Approved for suit.	\$400.00	1.4	\$560.00
11/20/2020	YZ	Legal Fee	Reviewed notes and drafted complaint, civil cover sheet and proposed summons for filing.	\$400.00	1.2	\$480.00
12/15/2020	YZ	Legal Fee	Reviewed Notice of Initial Conference. Calendared same.	\$400.00	0.1	\$40.00
12/17/2020	YZ	Legal Fee	Reviewed emails from Defendant's counsel about being retained, had call and agreed not to default them while that process was going on.	\$400.00	0.6	\$240.00
12/22/2020	YZ	Legal Fee	Reviewed email from Defendant's counsel confirming extension.	\$400.00	0.1	\$40.00
01/21/2021	YZ	Legal Fee	Reviewed 2 more emails from Defendant's counsel about another requested extension to respond to the Complaint. Call to discuss same and consented.	\$400.00	0.3	\$120.00
01/22/2021	YZ	Legal Fee	Reviewed Defendant's letter motion for additional 30 days to respond to complaint.	\$400.00	0.1	\$40.00
02/12/2021	YZ	Legal Fee	Reviewed Defendant's Answer to the Complaint.	\$400.00	0.3	\$120.00
03/11/2021	YZ	Legal Fee	Reviewed email from Court reminding us that the Joint Letter and CMP is due today, emailed Defendant's counsel, reviewed response email, and then drafted Joint Letter with proposed CMP. Emailed same to defendant's counsel for review and approval.	\$400.00	0.7	\$280.00
03/11/2021	YZ	Legal Fee	4 back and forth emails with Defendant's counsel about Joint Letter / CMP and selection of ADR process. Incorporated Deft suggestions, and finalized filings. Filed same with Court.	\$400.00	0.6	\$240.00
03/12/2021	YZ	Legal Fee	Reviewed court's order adopting CMP. Calendared dates.	\$400.00	0.2	\$80.00

04/16/2021	YZ	Legal Fee	Drafted Initial Disclosures, Requests for Production and Interrogatories. Served same on Defendant.	\$400.00	3.2	\$1,280.00
07/12/2021	YZ	Legal Fee	Spoke with Robert Moody about the website and being designated as our expert witness in this case.	\$400.00	0.5	\$200.00
07/14/2021	YZ	Legal Fee	Looked over case in advance of Pretrial Conference scheduled for next week. Emailed Defendant about missing discovery responses. Disclosed that we will be using Robert Moody as our expert, and proposed dates for exchange of expert reports. Called defendant's counsel to discuss and left a message.	\$400.00	0.9	\$360.00
07/14/2021	YZ	Legal Fee	Emailed Defendant's counsel regarding the outstanding issues in this case, reviewed response to same. Then drafted the Status Letter for the court, and emailed it over to Defendant's counsel for their review and approval.	\$400.00	0.8	\$320.00
07/15/2021	YZ	Legal Fee	Received email from the Court, looking for the Joint Letter. Responded to same.	\$400.00	0.1	\$40.00
07/16/2021	YZ	Legal Fee	Filed Joint Status Report.	\$400.00	0.2	\$80.00
07/16/2021	YZ	Legal Fee	5 back and forth emails with Defendant's counsel regarding the Joint Letter and their revisions. Incorporated their changes and finalized Joint Letter.	\$400.00	0.6	\$240.00
07/19/2021	YZ	Legal Fee	Reviewed emailed order from the Court, denying request to extend fact discovery deadline.	\$400.00	0.1	\$40.00
07/20/2021	YZ	Legal Fee	Received and reviewed email from opposing counsel to set up a call.	\$400.00	0.1	\$40.00
07/20/2021	YZ	Legal Fee	Participated in Status Conference with the Court.	\$400.00	0.4	\$160.00
07/26/2021	YZ	Legal Fee	Emailed opposing counsel on status of discovery responses. Reviewed response to same.	\$400.00	0.1	\$40.00
07/28/2021	YZ	Legal Fee	Email from Defendant's counsel regarding settlement, responded to same.	\$400.00	0.1	\$40.00
08/04/2021	YZ	Legal Fee	Received email from defendant's counsel asking to re-send discovery responses, re-sent same.	\$400.00	0.2	\$80.00
10/14/2021	YZ	Legal Fee	Looked over case, again no discovery responses. Emailed Defendant regarding same, experts and settlement. Reviewed response from Defendant's counsel saying Defendant is ignoring them and they are withdrawing from case.	\$400.00	0.6	\$240.00
10/20/2021	YZ	Legal Fee	Reviewed Defendant's Motion to Withdraw.	\$400.00	0.2	\$80.00
10/21/2021	YZ	Legal Fee	Reviewed court's order regarding Motion to withdraw, calendared call.	\$400.00	0.1	\$40.00
10/27/2021	YZ	Legal Fee	Participated in conference call with Court.	\$400.00	0.2	\$80.00
12/02/2021	YZ	Legal Fee	Reviewed Court's Order granting default judgment based on Defendant's failure to obtain counsel.	\$400.00	0.1	\$40.00
12/17/2021	YZ	Legal Fee	Researched caselaw for default judgment.	\$400.00	3.6	\$1,440.00
12/20/2021	YZ	Legal Fee	Drafted Motion for Default Judgment.	\$400.00	3.1	\$1,240.00
Totals:					<b>20.8</b>	<b>\$8,320.00</b>

## Expenses

Date	EE	Activity	Description	Cost	Quantity	Line Total
11/23/2020	LC	Filing Fee		\$400.00	1.0	\$400.00
01/28/2021	LC	Process Server	Brandywine PS paidw/cc	\$79.00	1.0	\$79.00

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Expense Total:       **\$479.00**

Time Entry Sub-Total:	\$8,320.00
Expense Sub-Total:	\$479.00
<b>Sub-Total:</b>	<b>\$8,799.00</b>
<b>Total:</b>	<b>\$8,799.00</b>
<b>Amount Paid:</b>	<b>\$0.00</b>
<b>Balance Due:</b>	<b>\$8,799.00</b>

**BRANDYWINE PROCESS SERVERS, LTD**  
P.O. BOX 1360  
WILMINGTON, DE 19899

Bill To **MARCUS & ZELMAN, LLC**  
**701 COOKMAN AVE**  
**STE. 300**  
**ASBURY PARK, NJ, 07712**

EMAIL: brandywineps@comcast.net

302-475-2600

TAX ID. 51-0267938

**INVOICE # 23326**

# INVOICE

**DATE 11/24/2020**

DATE	DESCRIPTION	AMOUNT
11/24/202	RAMON JAQUEZ V .....	
	HERO HEALTH INC	\$79.00
	BRILLIANT HOME TECHNOLOGY INC	\$79.00

Amount Paid

**\$0.00**

TERMS: PAYMENT DUE 20-DAYS

**AMOUNT DUE**

**\$158.00**

RAMON JAQUEZ, ON BEHALF OF HIMSELF AND ALL OTHERS SIMILARLY  
SITUATED

Plaintiff(s) Petitioner(s)

11/23/2020

Calendar No.

against

AFFIDAVIT  
OF  
SERVICE

BRILLIANT HOME TECHNOLOGY, INC.

Defendant(s) Respondent(s)

STATE OF DELAWARE, COUNTY OF: NEW CASTLE

Ss.:

The undersigned, being sworn, says: Deponent is not a party herein, is over 18 years of age and resides at Wilmington, DE

On 11/24/2020

at 2:45 P.M., at C/O THE CORPORATION TRUST COMPANY, 1209 ORANGE STREET, WILMINGTON, DE 19801

deponent served the within

- ☒ summons and complaint  
☐ subpoena duces tecum  
☐ citation

☒ CIVIL COVER SHEET

on

☒ defendant ☐ witness hereinafter called therein  
☐ respondent the recipient lamed

BRILLIANT HOME TECHNOLOGY, INC.

INDIVIDUAL

by delivering a true copy of each to said recipient personally; deponent knew the person so served to be the person described as said recipient therein.

1. ☐

CORPORATION

a DELAWARE corporation, by delivering thereat a true copy of each to AMY MCLAREN

2. ☒

personally, deponent knew said corporation so served to be the corporation, described in same as said recipient and knew said individual to be MANAGING AGENT thereof

SUITABLE  
AGE PERSONby delivering thereat a true copy of each to a person of suitable age and discretion. Said premises is recipient's ☐ actual place of business ☐ dwelling place ☐ usual place of abode within the state.3. ☐by affixing a true copy of each to the door of said premises, which is recipient's ☐ actual place of business ☐ dwelling place ☐ usual place of abode within the state. Deponent was unable, with due diligence to find recipient or a person of suitable age and discretion, thereat, having called thereAFFIXING TO  
DOOR, ETC.4. ☐MAILING TO  
RESIDENCE  
USE WITH 3 OR 45A. ☐MAILING TO  
BUSINESS  
USE WITH 3 OR 45B. ☐

Deponent talked to at said premises who stated that recipient ☐ lived ☐ worked there.  
 Within 20 days of such delivery or affixing, deponent enclosed a copy of same in a postpaid envelope properly addressed to recipient at recipient's last known residence, at and deposited said envelope in an official depository under exclusive care and custody of the U.S. Postal Service within New York State.  
 Within 20 days of such delivery or affixing, deponent enclosed a copy of same in a first class post paid envelope properly addressed to recipient at recipient's actual place of business, at

in an official depository under the exclusive care and custody of the U.S. Postal Service within New York State. The envelope bore the legend "Personal and Confidential" and did not indicate on the outside thereof, by return address or otherwise, that the communication was from an attorney or concerned an action against the recipient.

DESCRIPTION

☒

<input type="checkbox"/> Male	<input checked="" type="checkbox"/> White Skin	<input type="checkbox"/> Black Hair	<input type="checkbox"/> White Hair	<input type="checkbox"/> 14-20 Yrs.	<input type="checkbox"/> Under 5'	<input type="checkbox"/> Under 100 Lbs.
<input checked="" type="checkbox"/> Female	<input type="checkbox"/> Black Skin	<input checked="" type="checkbox"/> Brown Hair	<input type="checkbox"/> Balding	<input type="checkbox"/> 21-35 Yrs.	<input type="checkbox"/> 5'0"-5'3"	<input type="checkbox"/> 100- 130 Lbs.
	<input type="checkbox"/> Yellow Skin	<input type="checkbox"/> Blonde Hair	<input type="checkbox"/> Mustache	<input checked="" type="checkbox"/> 36-50 Yrs.	<input checked="" type="checkbox"/> 5'4"-5'8"	<input checked="" type="checkbox"/> 131-160 Lbs.
	<input type="checkbox"/> Brown Skin	<input type="checkbox"/> Gray Hair	<input type="checkbox"/> Beard	<input type="checkbox"/> 51-65 Yrs.	<input type="checkbox"/> 5'9"-6'0"	<input type="checkbox"/> 161-200 Lbs.
	<input type="checkbox"/> Red Skin	<input type="checkbox"/> Red Hair	<input type="checkbox"/> Glasses	<input type="checkbox"/> Over 65 Yrs. [- I Over 6'	<input type="checkbox"/> Over 200 Lbs.	

☐

Other identifying features:

WITNESS  
FEES☐

\$ the authorizing traveling expenses ☐ was paid (tendered) to the recipient  
 and one days' witness fee: ☐ was mailed to the witness with subpoena copy.

MILITARY  
SERVICE☐

Sworn to before me on 11/24/2020

KEVIN DUNN  
 NOTARY PUBLIC  
 STATE OF DELAWARE  
 My Commission Expires August 25, 2022

License No.

DENORRIS BRITT

RAMON JAQUEZ, ON BEHALF OF HIMSELF AND ALL OTHERS SIMILARLY  
SITUATED

Plaintiff(s) Petitioner(s)

11/24/2020

Calendar No.

against

HERO HEALTH, INC.

Defendant(s) Respondent(s)

AFFIDAVIT  
OF  
SERVICE

STATE OF DELAWARE, COUNTY OF: NEW CASTLE

Ss.:

The undersigned, being sworn, says: Deponent is not a party herein, is over 18 years of age and resides at Wilmington, DE

On 11/24/2020

at 3:45 P.M., at C/O CORPORATION SERVICE COMPANY, 251 LITTLE FALLS DRIVE, WILMINGTON, DE 19808

deponent served the within

- ☒ summons and complaint  
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☐ citation

☒ CIVIL COVER SHEET

on

HERO HEALTH, INC.

☒ defendant ☐ witness hereinafter called therein  
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INDIVIDUAL

1. ☐ by delivering a true copy of each to said recipient personally; deponent knew the person so served to be the person described as

CORPORATION

2. ☒ a DELAWARE corporation, by delivering thereat a true copy of each to LYNANNE GARES  
 personally, deponent knew said corporation so served to be the corporation, described in same as said recipient and knew said individual to be MANAGING AGENT thereof

SUITABLE  
AGE PERSON

3. ☐ by delivering thereat a true copy of each to a person of suitable age and discretion. Said premises is recipient's ☐ actual place of business ☐ dwelling place ☐ usual place of abode within the state.  
 by affixing a true copy of each to the door of said premises, which is recipient's ☐ actual place of business ☐ dwelling place  
☐ usual place of abode within the state. Deponent was unable, with due diligence to find recipient or a person of suitable age and discretion, thereat, having called there

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DOOR, ETC.4. ☐MAILING TO  
RESIDENCE  
USE WITH 3 OR 45A. ☐MAILING TO  
BUSINESS  
USE WITH 3 OR 45B. ☐

DESCRIPTION

☒

Deponent talked to at said premises who stated that recipient ☐ lived ☐ worked there.  
 Within 20 days of such delivery or affixing, deponent enclosed a copy of same in a postpaid envelope properly addressed to recipient and deposited at recipient's last known residence, at said envelope in an official depository under exclusive care and custody of the U.S. Postal Service within New York State.  
 Within 20 days of such delivery or affixing, deponent enclosed a copy of same in a first class post paid envelope properly addressed to recipient at recipient's actual place of business, at in an official depository under the exclusive care and custody of the U.S. Postal Service within New York State. The envelope bore the legend "Personal and Confidential" and did not indicate on the outside thereof, by return address or otherwise, that the communication was from an attorney or concerned an action against the recipient.

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Other identifying features:

WITNESS  
FEES☐

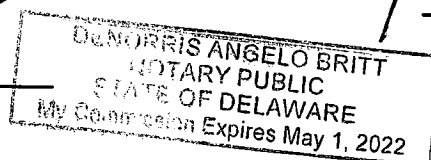
\$ the authorizing traveling expenses ☐ was paid (tendered) to the recipient  
 and one days' witness fee: ☐ was mailed to the witness with subpoena copy.

MILITARY  
SERVICE☐

I asked the person spoken to whether recipient was in active military service of the United States or of the State of New York in any capacity whatever and received a negative reply. Recipient wore ordinary civilian clothes and no military uniform. The source of my information and the grounds of my belief are the conversations and observations above narrated. Upon information and belief I aver that the recipient is not in military service of New York State or of the United States as that term is defined in either the State or in the Federal statutes.

Sworn to before me on 11/24/2020

License No.



KEVIN S. DUNN